IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 238 of 1999

to

CIVIL REVISION APPLICATIONNo 241 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE K.A.PUJ

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

BACHIBEN GOBARBHAI SAGAR

Versus

MANILAL AMULAKH NAYAK

Appearance:

1. Civil Revision Application No. 238 of 1999

MR JV JAPEE for Petitioner No. 1

NOTICE SERVED BY DS for Respondent No. 1-2

RULE SERVED for Respondent No. 1-2,4

MS ROOPAL R PATEL for Respondent No. 3

RULE NOT RECD BACK for Respondent No. 3

MR ASHISH H SHAH for Respondent No. 4

CORAM : MR.JUSTICE K.A.PUJ

Date of decision: 21/09/2002

ORAL JUDGEMENT

Heard Mr. J.V. Japee, the ld. advocate appearing for the applicant-revisionists.

2. These four matters were placed for final hearing on 19th August 2002, however the same could not be taken up on that day. Mr. Japee submits that all these four matters are against the orders of interim compensation. In view of the amended provisions contained in Section 115 of the Civil Procedure Code, these revisions are not maintainable. Hence, they are rejected as having been not maintainable. Rule is discharged in all these matters with no order as to costs.

3. However, since the claim petitions are of the year 1996, the Motor Accidents Claim Tribunal (Aux.), Sabarkantha is directed to dispose of the same as expeditiously as possible preferably within a period of three months from the date of receipt of the writ from this Court or the date of receipt of the certified copy of this order, whichever is earlier.

rmr. [K.A. Puj, J.]